

REMARKS / ARGUMENTS

Claims 1-14 remain pending in this application. No claims have been canceled or added.

35 U.S.C. §102

Claims 1-14 stand rejected under 35 U.S.C. §102(e) as being anticipated by Kuno et al (U.S. Patent No. 6,584,552). These rejections are traversed as follows.

Claims 1 and 10 have been amended to recite that a broadcaster broadcasts a begin store command and contents. Claim 5 has been amended to recited that a broadcast receiver includes a receiver which receives contents and a begin store command broadcasted from a broadcaster. Claim 11 already recites that the begin store command is found in a broadcast. As such, it is submitted that the pending claims patentably define the present invention over the cited art.

On page 9 of the Office Action, the Examiner comments that the claims fail to limit that commands are included in the broadcasting signal. However, Applicants wish to point out that they do not argue that a command is included in a signal, but that a command is broadcasted from a broadcaster.

Kuno et al describe that a receiver (i.e., STB) or controller sends a reception start command and record start command to a hard disk apparatus. The reception start command is for starting reception of the program which is sent from a broadcasting station. Kuno et al does not disclose that a report start command is

sent from a broadcasting station (see column 20, lines 10-13). In addition, at column 20, lines 7-19, Kuno et al describe that a program is sent from a broadcasting station, but not a record start command. Therefore, these portions of Kuno et al merely disclose that a program is sent from a broadcasting station and that a reception start command and a record start command are sent from a controller, but fail to disclose or suggest that the record start command is sent from the broadcasting station.

Furthermore, contrary to the Examiner's assertions, Kuno et al do not disclose that the controller is part of the broadcaster. As such, the record start command that is sent from the controller is not one that is sent from a broadcasting station. Kuno et al further do not disclose broadcasting a play command from the broadcaster in a second time subsequent to the first time to the receiving side after broadcasting the contents.

Kuno et al do not disclose or suggest broadcasting a begin store command and a play command from the broadcaster as recited in claims 1 and 10. In addition, Kuno et al do not disclose or suggest a begin store command and a play command broadcasted from a broadcaster as recited in claim 5. Finally, Kuno et al fail to disclose or suggest finding a begin store command and a finding a play command in a broadcast as recited in claim 11.

Since the cited reference fails to disclose or suggest broadcasting a begin store command from a broadcaster in a first time period and a play command from a broadcaster in the second time subsequent to the first time period to the receiving

side after broadcasting the contents, the cited art cannot realize the advantage of the present invention. In particular, the cited art does not allow broadcasters to control users reproduction of stored contents at a time desired by broadcasters. As such, it is submitted that the pending claims patentably define the present invention over the cited art.

Request for Interview

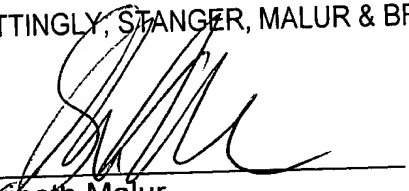
Applicants request that the Examiner conduct an interview with the undersigned prior to issuing a subsequent Office Action. As such, the Examiner is hereby invited to contact the undersigned by telephone to arrange an appropriate date and time for such interview.

Conclusion

In view of the foregoing, Applicant respectfully requests that a timely Notice of Allowance be issued in this case.

Respectfully submitted,

MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.

By 
Shrinath Malur
Reg. No. 34,663
(703) 684-1120